

CHAPTER 1

INTRODUCTION

A. **GENERAL.** This manual is authorized by DoD 4140.1-R, Department of Defense (DoD) Materiel Management Regulation. It implements the Federal Property Management Regulation (FPMR), and other laws and regulations applying to the disposition of excess, surplus, and foreign excess personal property (FEPP), and supersedes conflicting DoD instructions. The Federal Property and Administrative Services Act of 1949, as amended (Act of 30 June 1949, 63 Stat. 377, 40 United States Code [USC] 471), hereafter referred to as the “Act,” and the FPMR take precedence over this manual, unless otherwise provided by statute.

B. SCOPE AND APPLICABILITY

1. This manual applies to all elements of the DoD, worldwide, except as indicated. It also applies to Federal civil agency property processed for disposal by DoD under applicable Interagency Agreements.

2. DoD 4160.21-M-1, Defense Demilitarization and Trade Security Control Manual, contains additional specific guidance for property identified as Munitions List Items (MLI)/Commerce Control List Items (CCLI.)

3. Unless otherwise stated, this manual is not applicable to:

a. Items under management control of the Defense Nuclear Agency (DNA), in Federal Supply Group (FSG) 11. Department of Energy (DoE) special design and quality controlled items and all DoD items designed specifically for use on or with nuclear weapons (identified by manufacturers' codes 57991, 67991, 77991, and 87991 in the Defense Logistics Information Service [DLIS] master item file) shall be processed in accordance with Technical Publication, Supply Management of Nuclear Weapons Materiel, DoE-DNA Technical Publication (TP) 100-1, Navy Special Weapons Operating Procedure (SWOP) 100-1, Army Technical Manual (TM) 39-100-1, Air Force Technical Order (TO) 11N-100-1.

b. Cryptologic/cryptographic Materiel. This materiel shall be processed in accordance with NSTISSI 4008 (For Official Use Only [FOUO] and National Security Agency (NSA) Circular 60-5(C)).

c. Naval Nuclear Propulsion Plant Materiel. This materiel shall be processed in accordance with Naval Sea Systems Command Instruction (NAVSEAINST) C5511.32 and Ships Parts Control Center Instruction (SPCCINST) 4440.376H as stated in, Chapter 4, Property Requiring Special Processing, paragraph B41.

d. Army Corps of Engineers Civil Works Property. The DRMS may be utilized on a reimbursable basis.

4. Suggested revisions and/or requests for waivers to this manual should be submitted through DoD components channels (see Chapter 2, Attachment 1), to the Defense Logistics Agency (DLA), for consideration.

C. OBJECTIVES

1. To provide a common framework and appropriate level of standardization for policies and procedures; to assure personal property (including scrap) is disposed of in a manner that ensures maximum use to satisfy valid needs, permit authorized donations, obtain optimum monetary return to the U.S. Government, protect the environment, and minimize abandonment or destruction (A/D).

2. The procedures, codes and uniform formats of DoD 4000.25-1-M, Military Standard Requisitioning and Issue Procedures (MILSTRIP), DoD 4000.25-2-M, Military Standard Transaction Reporting and Accounting Procedures (MILSTRAP), shall be used to the maximum extent possible in all property disposition transactions.

3. The Precious Metals Recovery Program (PMRP) shall ensure cost-effective disposal of precious metals bearing scrap and end-items.

4. Military Service excess containing components required to offset buy, budget, and repair needs shall be reclaimed before disposal.

5. Electronic Commerce and Electronic Data Interchange (EC/EDI) capabilities are encouraged throughout all aspects of the Defense Materiel Disposition Program.

6. Coordination. Coordination shall be made with:

a. The Military Services, other DoD components, and Federal civilian agencies when a proposed change affects their area of responsibility or operation. Unresolved nonconcurrence(s) with proposed changes and pertinent comments should be referred to the DUSD (L).

b. The Department of State (DoS), or U.S. Diplomatic Missions in the country or countries concerned, regarding the disposition of personal property in foreign countries, to assure conformance with U.S. foreign policy.

c. The Department of the Treasury (TD), relative to the acceptance of foreign currencies in payment(s).

d. The Department of Justice (DoJ) to obtain antitrust advice on certain sales- prescribed in this manual. Suspected collusion shall be referred to the DoJ or DoS appropriate.

D. FOREIGN LIAISON

1. Visits

a. Continental United States (CONUS) DRMOs. Authority for granting visits by foreign nationals representing foreign governments rests with the Assistant Executive Director, International Programs, Defense Logistics Support Command (DLSC.) Prospective official foreign visitors should submit their requests 30 days in advance through their embassy according to procedures in the Department of Defense Directive (DoDD) 5230.20, Visits and Assignments of Foreign Representatives. These requests may require a security clearance from the host Military Service. HQ DLA receives the visit requests through channels, processes the requests according to DLA Instruction (DLAI) 5205.21, DLA Foreign Liaison/Disclosure Program, and will provide written authority to primary level field activity commanders and/or DRMO Chiefs. Unclassified visits by foreign nationals can be approved for the purpose of inspection prior to acquiring property through security assistance programs or other programs authorized by statute.

b. Outside CONUS DRMOs. A Commander of a DoD activity may authorize foreign nationals and representatives of friendly foreign governments or international organizations to visit a DRMO (See definitions for Denied Areas, Friendly Foreign Governments, and International Organizations.)

c. Visits by foreign nationals for purposes of public sales will be at the discretion of the commander of the host installation.

2. Release of Unclassified Information

a. To representatives or nationals of denied areas: refer all written requests for information from foreign nationals or representatives of denied areas to an assigned security office.

b. To representatives/nationals of friendly foreign governments or representatives of International Organizations:

(1) DoD activities may release unclassified information to individuals or business concerns of friendly foreign countries (or their representatives in the United States).

(2) Follow Trade Security Controls (TSC) procedures to release MLI/CCLI technical data (as defined in the DoD 4160.21-M-1).

E. PERSONNEL AND TRAINING

1. Key Personnel. The Defense Materiel Disposition Program and its effects on public relations require qualified personnel trained in all aspects of DoD materiel disposition policy, regulations, and procedures.

2. Training Personnel with Materiel Disposition Program Responsibilities.

a. Materiel Disposition Program personnel require training in defense material disposition policies, procedures and related technical areas, such as safety, environmental protection, Demilitarization (DEMIL), Trade Security Controls (TSC), accounting, administration, and management.

b. Formal training is covered in DoDD 5010.16, Defense Management Education and Training Program, and applicable Service and DLA training directives.